

Walter O'Cheskey

Chapter 13 Trustee

6308 Iola Avenue Lubbock, TX 79424

(806) 748-1980 Phone (806) 748-1956 Fax

IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
WICHITA FALLS DIVISION

DAVID WAYNE HARRIS & BRENDA LINN HARRIS

CASE NO. 13-70397-HDH-13

AKA1:

AKA2:

DBA1:

DBA2:

SS#1: xxx-xx- 2266

SS#2: xxx-xx- 6047

REPORT OF 341 MEETING

I. 341 MEETING REPORT:

A. Orig. Date: 12/3/2013 Orig. Time: 12:00 PM Reset Date: Reset Time:

B. Meeting Results: Adjourned

C. Debtor(s): Debtor 1 Appeared Debtor 2 Appeared

D. Attorney for Debtor(s): Appeared

E. Creditor Appearance: none

F. Amount Paid to the Trustee as of 12/3/2013 \$200.00 First Payment Due Date: 11/30/2013

G. File Trustee's Motion to Dismiss because

H. B22C Information: B22C Form is: Complete

Budgeted Income: \$2,520.00 Expense: \$2,320.00 Surplus: \$200.00

Plan Payment: \$200.00 Monthly Plan Term(Months): 38

I. Value of Non-Exempt Property: \$0.00 Proposed Amount to Unsecured Creditors: \$0.00

Objection to Exemption of:

☐ Repeat Filing (If case dismissed, it should be with prejudice) Previous Case Numbers:

☐ Object to Invoke Stay Pleading

☐ Case Converted from Chapter 7, Bar Date Set: 3/3/2014 Date Converted from Chapter 7:

J. Required Information: need April-Sept paystubs for both

K. Business Information:

L. Object to Confirmation: Yes

Plan fails to treat \$189.57 secured claim filed by Wichita County for 2012-13 property taxes
Home may be under-valued on Schedule A-WCAD has home valued at \$19,902 but only \$17,499 on Schedule A-only
worth about \$8-10,000 - bathroom doesn't work, needs roof-no objection
All real property owned in Archer County is not listed on Schedule A-Archer CAD has lots 1-24 block 104 valued at \$600,
lots 1-24 Block 105 valued at \$550 and lots 17-22 block 106 valued at \$300, but only 4,5,6 on Schedule A valued at \$150
Unable to verify income on 22C-need paystubs

M. Financial Management Class: Debtor 1 Appeared Debtor 2 Appeared

N. Eligibility:

Certificate of Credit Counseling Filed: Both Debtor 1 and Debtor 2

Credit Counseling Provider Approved: Yes

Debt Limits Exceeded (Secured-\$1,081,400; Unsecured-\$360,475): No

O. Domestic Support Obligation: \$0.00 Current: Arrears: \$0.00

Affidavit and Disclosure of Domestic Support Obligations Received: Yes

P. Remarks: What is the \$1,345.30 retirement income on 22C? They don't know, say they were not working at all from April-September and only income was the same as Schedule I
1st pmt of \$200 received 11/18/13, due 30th, no ww
confirmation hearing 1/16/14

Dated: 12/3/2013

/s/ Walter O'Cheskey

Standing Bankruptcy Trustee

By: Angela Gonzales

Case Number:	13-70397
Debtor:	HARRIS
Attorney:	MJW
Presiding Officer:	Angela
Calculation Date:	12/3/2013 10:33

Domestic Support Input name from Plan	Arrears Enter amount from Plan	Int. Rate Enter from Plan	Term Per Plan	Calculated Monthly Payment	Total Pmt. Per Term of Plan
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00

Secured Creditor/Collateral Input name from Plan	Value/Claim Amount Enter amount from Plan	Int. Rate Enter from Plan	Term Per Plan	Calculated Monthly Payment	Total Pmt. Per Term of Plan
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00

Priority Creditor Input name from Plan	Value/Claim Amount Enter amount from Plan		Term Per Plan	Calculated Monthly Payment	Total Pmt. Per Term of Plan
IRS	\$596.13		38	\$15.69	\$596.13
	\$0.00		1	\$0.00	\$0.00
	\$0.00		1	\$0.00	\$0.00
	\$0.00		1	\$0.00	\$0.00
	\$0.00		1	\$0.00	\$0.00
	\$0.00		1	\$0.00	\$0.00
	\$0.00		1	\$0.00	\$0.00

Attorney Fees Paid Through the Plan	\$3,196.00				\$3,196.00
--	------------	--	--	--	------------

Noticing Fees	\$76.80				\$76.80
---------------	---------	--	--	--	---------

Clerk Filing Fees					\$0.00
-------------------	--	--	--	--	--------

Hardacre Minimum	\$0.00	Greater Of ----->	
Chapter 7 Minimum (Gross)			
Less Trustee Fees	\$0.00		
Less Attorney Fees	\$3,196.00		
Less Noticing Fees	\$76.80		\$0.00
Less Clerk Filing Fees	\$0.00		
Less Scheduled Priority Claims	\$596.13		
Less Other (Explain Below)	\$0.00		
Chapter 7 Minimum (Net)	\$0.00		

Total Scheduled General Unsecured Claims (Limits Greater of Hardacre or Chapter 7 Minimum)	\$28,936.10
--	-------------

Calculated Base (Admin, Secured, Priority, DSO, Lower of Minimum or Sched U/S & Trustee Fee)	\$4,290.28
Debtor Plan Base (Monthly Payment X Term)	\$7,600.00
Surplus (Debtor Plan Base - Calculated Base)	\$3,309.72

Comments:

Case Number:	0
Debtor:	0
Attorney:	0
Presiding Officer:	0
Calculation Date:	12/3/2013 10:33

Schedule I Gross Income		
Less Line 57 B22C		\$0.00
Adjustments (Enter as positive to add, negative to subtract)		
Month Disposable Income Available		\$0.00
Multiplier		1
Minimum to Unsecureds		\$0.00

Comments: